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PATENT APPLICATION C 125

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2267.398US03

Barry L. Rauworth et al.

Application No.: 09/960,606

Examiner/Supervisor: Lee W. Young

Filed: September 21, 2001

Group Art Unit: 3727

For: BLOW MOLDED DRUM

AMENDMENT AFTER NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Office Action of December 31, 2002, amendment to the above-identified patent application is requested.

The present amendment comprises the following sections:


- A. Amendments to the Claims
- B. Remarks

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF FACSIMILE

I hereby certify that this document is being submitted to the U.S. Patent and Trademark Office, the Commissioner for Patents, via facsimile to (703) 305-3579.

July 7, 2003
Date of Deposit


Douglas J. Christensen

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Attorney Docket No.: 2267.398US03
Barry L. Rauworth et al. Confirmation No.: 6639
Application No.: 09/960,606 Examiner/Supervisor: Lee W. Young
Filed: September 21, 2001 Group Art Unit: 3727
For: BLOW MOLDED DRUM

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In view of the Amendment After Notice of Appeal submitted herewith, Applicant respectfully requests reconsideration of the Final Office Action in the above-identified patent application. Pertinent to the request are the following noteworthy considerations:

Applicant notes that significant amendments to the Office Action of March 21, 2002 were submitted along with two 37 C.F.R. § 1.132 Declarations evidencing secondary considerations. In spite of this, the final Office Action (mailed August 29, 2002) was a simple "cut and paste" of the March 21, 2002 Office Action with no apparent consideration given to the submitted evidence, nor the amended claims, nor the arguments submitted in the Remarks. The examiner simply ignored the response in the Final Office Action.

Counsel for Applicant made numerous, repeated attempts over a period of several months to telephonically contact Stephen Pollard, the previous Examiner assigned to this case, to seek an interview for clarification of the Office Action, reasons for rejection of the claims, and to discuss amendments to the claims. These attempts were all unsuccessful. Further, numerous phone messages for Examiner Pollard left by Applicant requesting a return telephone call to

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Application No. 09/960,606

discuss this case or to indicate the Examiner's availability for an interview, were met with no response. Moreover, Applicant's written request contained in the Amendment of July 22, 2002, for Examiner Pollard to indicate availability for an interview, similarly met with no response. As a result, Applicant was unable to accurately ascertain the Examiner's specific concerns regarding the claims, in order to frame appropriate amendments.

Respectfully submitted,



Douglas J. Christensen
Registration No. 35,480

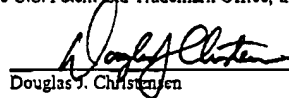
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